IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 24465 of 2003

Between:

1 J.C.Kondaiah W/o. Ramaiah, Occ:Secretary, A.Koduru Primary Agricultural Coop. Society Ltd., A.Koduru, Bandiatmakuru Mandal, Kurnool District.
2 N.Sahadevaiah S/o. Seshaiah, Occ:Secretary, Julepalli Primary Agricultural Coop. Society Ltd., Julepalli, Gospadu Mandal, Kurnool District.
3 C.V.S.R.Krishna Rao S/o. Padmanabha Rao, Occ:Secretary, Chabolu Primary Agricultural Coop. Society Ltd., Chabolu, Nandyal Mandal, Kurnool District.
4 C.Gundachar S/o. Raghavendrachar, Occ:Secretary, Chapirevula Primary Agricultural Coop. Society Ltd., Chapirevula, Nandyal Mandal, Kurnool District.
5 S.Jaffer Hussain S/o. Mohammad Hussain,Occ:Secretary, Gospadu Primary Agricultural Coop. Society Ltd., Gospadu Mandal, Kurnool District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Cooperation Department, rep. by its Secretary, Secretariat, Hyderabad.
2 The Commissioner & Registrar of Coop. Societies, Nampally, Hyderabad.
3 The District Cooperative Central Bank Ltd., Kurnool District rep. by its General Manager.
4 The District Cooperative Officer, Kurnool, Kurnool Dist.
5 The Divisional Cooperative Officer, Nandyal, Kurnool Dist.
6 A.Koduru Primary Agricultural Coop. Society Ltd., A.Koduru, Bandiatmakuru Mandal, Kurnool District, rep. by its Person-in-Charge.
7 Julepalli Primary Agricultural Coop. Society Ltd., Julepalli, Gospadu Mandal, Kurnool District, rep. by its Person-in-Charge.
8 Chabolu Primary Agricultural Coop.Society Ltd., Chabolu, Nandyal Mandal, Kurnool District, rep. by its Person-in-charge
9 Chapirevula Primary Agricultural Coop.Society Ltd., Chapirevula, Nandyal Mandal, Kurnool District, rep. by its Person-in-Charge.
10 Gospadu Primary Agricultural Coop. Society Ltd., Gospadu Mandal, Kurnool District, rep. by its Person-in-Charge.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction, more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not paying the salaries to the petitioners is illegal, arbitrary and violative of Article 14 and 21 of the Constitution of India and consequently direct the respondents to pay salaries to the petitioners herein without reference to Section 116-C of the Act.

Counsel for the Petitioner:MR.A.SATYA PRASAD

Counsel for the Respondent Nos. 1,2,4 & 5: GP FOR COOPERATION

Counsel for respondent Nos.3: Smt.K.Sesharajyam, SC. For DCCB

Counsel for respondent Nos. 6 to 10: None appeared.

The Court made the following :

O R D E R:

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The learned counsel appearing for the petitioners submits that this Writ Petition is covered by the judgment of this Court in W.P.No.3171 of 2003 and batch, dated 30.08.2004.

Following the same, this writ petition is dismissed. No costs.

16.09.2004

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary to the Government of Andhra Pradesh, Cooperation Department, Secretariat, Hyderabad.
2 The Commissioner & Registrar of Coop. Societies, Nampally, Hyderabad.
3 The General Manager, District Cooperative Central Bank Ltd., Kurnool District,
4 The District Cooperative Officer, Kurnool, Kurnool Dist.
5 The Divisional Cooperative Officer, Nandyal, Kurnool Dist.
6 The Person-in-Charge, A.Koduru Primary Agricultural Coop. Society Ltd., A.Koduru, Bandiatmakuru Mandal, Kurnool District.
7 The Person-in-Charge, Julepalli Primary Agricultural Coop. Society Ltd., Julepalli, Gospadu Mandal, Kurnool District.
8 The Person-in-Charge, Chabolu Primary Agricultural Coop.Society Ltd., Chabolu, Nandyal Mandal, Kurnool District.
9 The Person-in-Charge, Chapirevula Primary Agricultural Coop.Society Ltd., Chapirevula, Nandyal Mandal, Kurnool District.

10 The Person-in-Charge, Gospadu Primary Agricultural Coop. Society Ltd., Gospadu Mandal, Kurnool District.

11. 2 CCs to the G.P.for Cooperation, High Court of A.P., Hyderabad. (OUT)

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